

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

SUPERSEDES PERMIT ISSUED JULY 23, 1981

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

- ☐ Surface Water (Issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)
- ☒ Ground Water (Issued in accordance with the provisions of Chapter 263, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
March 13, 1979	G4-26162	G4-26162 (A) P	

NAME			
BLACK ROCK PARTNERSHIP <i>Marley Orchards Income Fund I</i>			
ADDRESS (STREET)	(CITY)	(STATE)	(ZIP CODE)
P.O. Box 98	Cowiche,	Washington	98923

The applicant is, pursuant to the Report of Examination which has been accepted by the applicant, hereby granted a permit to appropriate the following described public waters of the State of Washington, subject to existing rights and to the limitations and provisions set out herein.

PUBLIC WATER TO BE APPROPRIATED

SOURCE
Four wells
TRIBUTARY OF (IF SURFACE WATERS)

MAXIMUM CUBIC FEET PER SECOND	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR
	9,731	7072.06

QUANTITY, TYPE OF USE, PERIOD OF USE
3 acre-feet per year to be used continuously for group domestic supply;
7069.06 acre-feet per year to be used from February 1 to December 15 for the
irrigation of 1,945 acres.

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL
* See below

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE, (E. OR W.) W.M.	W.R.I.A.	COUNTY
** See below		12	22 E	37	Yakima

RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

The E $\frac{1}{2}$ of Section 24; that portion of the E $\frac{1}{2}$ of Section 25 lying N of State Route 24; both being in T. 12 N., R. 22 E.W.M.

The W 680 feet of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 10; Section 16, except the N $\frac{1}{2}$ N $\frac{1}{2}$; the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, the SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, the NW $\frac{1}{4}$ NE $\frac{1}{4}$, the N $\frac{1}{2}$ NW $\frac{1}{4}$, the W 2000 feet of the S $\frac{1}{2}$ NW $\frac{1}{4}$, and the W 2000 feet of the SW $\frac{1}{4}$ ALL of Section 15; the W 2000 feet of the W $\frac{1}{2}$ of Section 22 lying N of State Route 24; the W $\frac{3}{4}$ W $\frac{1}{2}$ of Section 22 lying S of State Route 24; the N $\frac{1}{2}$ of Section 28; and all of Sections 29 and 30, except roads; ALL in T. 12 N., R. 22 E.W.M.

*Approximate Location of Withdrawal:

- #1: 1300 feet east and 2600 feet north of the southwest corner of Section 15;
- #2: 1200 feet west and 200 feet north of the southeast corner of Section 16; *21? - EXISTS AS #5 INS. 2)*
- #3: 1800 feet east and 700 feet north of the southwest corner of Section 22;
- #4: 100 feet west and 200 feet south of the center of Section 22;

**Located within (smallest legal subdivision):

N $\frac{1}{2}$ SW $\frac{1}{4}$ or S $\frac{1}{2}$ NW $\frac{1}{4}$ /SE $\frac{1}{4}$ /SW $\frac{1}{4}$ /SW $\frac{1}{4}$ of Sections 15/16/22, T. 12 N., R. 22 E.W.M., WRIA 37, in Yakima County

SUPERSEDING PERMIT

DESCRIPTION OF PROPOSED WORKS

Four drilled wells

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE:
October 1, 1982COMPLETE PROJECT BY THIS DATE:
October 1, 1985 ~~86~~ 87WATER PUT TO FULL USE BY THIS DATE:
October 1, 1986 ~~87~~ 88

PROVISIONS

In order to prevent comingling of aquifer systems, these wells shall be cased and sealed 30 feet into the upper flow of the Grande Ronde basalt sequence which should be encountered at a depth of about 1400 feet. If the applicant decides to take water from the Wanapum basalt sequence, then 750 feet of casing shall be set as per the specifications set forth by Luhdorff and Scallmanini dated January 1981.

Installation and maintenance of an access port as described in Groundwater Bulletin No. 1 is required. An air line and gage may be installed in addition to the access port.

All water wells constructed within the state shall meet the minimum standards for construction and maintenance as provided under RCW 18.104 (Washington Water Well Construction Act of 1971) and Chapter 173-160 WAC (Minimum Standards for Construction and Maintenance of Water Wells).

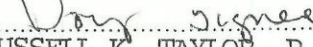
That portion of this authorization relating to irrigation is classified as a FAMILY FARM PERMIT in accordance with Chapter 90.66 RCW (Initiative Measure No. 59). This means the land being irrigated under this authorization shall comply with the following definition: Family Farm - a geographic area including not more than 2,000 acres of irrigated agricultural lands, whether contiguous or noncontiguous, the controlling interest in which is held by a person having a controlling interest in no more than 2,000 acres of irrigated agricultural lands in the State of Washington which are irrigated under water rights acquired after December 8, 1977. Furthermore, the land being irrigated under this authorization must continue to conform to the definition of a family farm.

This permit shall be subject to cancellation should the permittee fail to comply with the above development schedule and/or fail to give notice to the Department of Ecology on forms provided by that Department documenting such compliance.

Given under my hand and the seal of this office at Yakima, Washington, this 17th day
of June, 1985

Department of Ecology

ENGINEERING DATA

OK 
skaby 
RUSSELL K. TAYLOR, P.E., REGIONAL MANAGER